

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF NEW YORK
3 - - - - -
4 ADRIAN SCHOOLCRAFT, Plaintiff,
5 -against- Index No.
6 10CIV-6005 (RWS)
7
8 THE CITY OF NEW YORK, DEPUTY CHIEF
9 MICHAEL MARINO, Tax Id. 873220,
10 Individually and in his Official
11 Capacity, ASSISTANT CHIEF PATROL
12 BOROUGH BROOKLYN NORTH GERALD NELSON,
13 Tax Id. 912370, Individually and in his
14 Official Capacity, DEPUTY INSPECTOR
15 STEVEN MAURIELLO, Tax Id. 895117,
16 Individually and in his Official
17 Capacity, CAPTAIN THEODORE LAUTERBORN,
18 Tax Id. 897840, Individually and in his
19 Official Capacity, LIEUTENANT JOSEPH
20 GOFF, Tax Id. 894025, Individually and
21 in his Official Capacity, stg. Frederick
22 Sawyer, Shield No. 2576, Individually
23 and in his Official Capacity, SERGEANT
24 KURT DUNCAN, Shield No. 2483,
25 Individually and in his Official
Capacity, LIEUTENANT TIMOTHY CAUGHEY,
Tax Id. 885374, Individually and in his
Official Capacity, SERGEANT SHANTEL
JAMES, Shield No. 3004, and P.O.'s "JOHN
DOE" 1-50, Individually and in their
Official Capacity (the name John Doe
being fictitious, as the true names are
presently unknown) (collectively referred
to as "NYPD defendants"), JAMAICA
HOSPITAL MEDICAL CENTER, DR. ISAK ISAKOV,
Individually and in his Official
Capacity, DR. LILIAN ALDANA-BERNIER,
Individually and in her Official Capacity
and JAMAICA HOSPITAL MEDICAL CENTER
EMPLOYEES "JOHN DOE" # 1-50, Individually
(Continued)

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2 and in their Official Capacity (the name
3 John Doe being fictitious, as the true
names are presently unknown),
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5 Defendants.
6

7 444 Madison Avenue
8 New York, New York
9 December 20, 2013
10 10:16 a.m.

11 VIDEOTAPED DEPOSITION of DEPUTY
12 INSPECTOR STEVEN MAURIELLO, one of the
13 Defendants in the above-entitled action,
14 held at the above time and place, taken
15 before Margaret Scully-Ayers, a Shorthand
16 Reporter and Notary Public of the State
17 of New York, pursuant to the Federal
Rules of Civil Procedure.
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1
2 APPEARANCES:
3

4 NATHANIEL SMITH, ESQ.
5 Attorney for Plaintiff
6 111 Broadway
7 New York, New York 10006

8 JOHN LENOIR, ESQ.
9 Attorney for Plaintiff
10 829 Third Street NE
11 Washington, DC 20002

12
13 SUCKLE SCHLESINGER PLLC
14 Attorneys for Plaintiff
15 224 West 35th Street
16 Suite 1200
17 New York, New York 10001

18 BY: NOT PRESENT, ESQ.

19 MICHAEL A. CARDOZO, ESQ.
20 Corporation Counsel
21 Attorneys for Defendant
22 THE CITY OF NEW YORK
23 100 Church Street
24 New York, New York 10007
25 BY: SUZANNA PUBLICKER METTHAM, ESQ.

26 (Appearances continued on next page.)

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1
2 APPEARANCES CONTINUED
3

4 SCOPPETTA, SEIFF, KRETZ & ABERCROMBIE,
5 ESQS.

6 Attorneys for Defendant
7 STEVEN MAURIELLO
8 444 Madison Avenue
9 30th Floor
10 New York, New York 10022

11 BY: WALTER A. KRETZ, JR., ESQ.

12 MARTIN, CLEARWATER & BELL, LLP
13 Attorneys for Defendant
14 JAMAICA HOSPITAL MEDICAL CENTER
15 220 42nd Street
16 13th Floor
17 New York, New York 10017

18 BY: BRIAN OSTERMAN, ESQ.
19 File # 667-82153

20 IVONE, DEVINE & JENSEN, LLP
21 Attorneys for Defendant
22 DR. ISAK ISAKOV
23 2001 Marcus Avenue
24 Suite N100
25 Lake Success, New York 11042

BY: BRIAN E. LEE, ESQ.

(Appearances continued on next page.)

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1

2 APPEARANCES CONTINUED

3

4 CALLAN, KOSTER, BRADY & BRENNAN, LLP

5 Attorneys for Defendant

6 LILIAN ALDANA-BERNIER

7 One Whitehall Street

8 New York, New York 10004

9 BY: MATTHEW KOSTER, ESQ.

10 File # 090.155440

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2 STIPULATIONS

3 IT IS HEREBY STIPULATED AND AGREED, by
4 and among counsel for the respective
5 parties hereto, that the filing, sealing
6 and certification of the within
7 deposition shall be and the same are
8 hereby waived;

9 IT IS FURTHER STIPULATED AND AGREED
10 that all objections, except as to form of
11 the question, shall be reserved to the
12 time of the trial;

13 IT IS FURTHER STIPULATED AND AGREED
14 that the within deposition may be signed
15 before any Notary Public with the same
16 force and effect as if signed and sworn
17 to before the Court.

18 * * *

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2 S T E V E N M A U R I E L L O , the
3 witness herein, having first been duly
4 sworn by the Notary Public, was examined
5 and testified as follows:

6 EXAMINATION BY MR. SMITH:

7 Q. What is your name?

8 A. Steven Mauriello.

9 Q. Where do you reside?

10 A. One Police Plaza, New York, New
11 York 10038.

12 MR. SMITH: We are going on the
13 record. The witness has been sworn.
14 I put the recording of the video on.

15 And do we have any
16 preliminaries?

17 MR. KRETZ: I have one comment:
18 While Inspector Mauriello is in
19 uniform today, I just want you to know
20 he is not carrying a weapon of any
21 kind so no need to be concerned about
22 its location or any access of use of
23 it.

24 MR. SMITH: Okay. Thanks for
25 that heads-up.

1 S. MAURIELLO

2 Nelson and that led me to some questions
3 about when you first learned about
4 certain things so I will follow up with
5 that.

6 When was the first time that
7 you learned that Officer Schoolcraft had
8 his gun removed?

9 A. I think when he came back to
10 work, the first day.

11 Q. When was that?

12 A. March 6, April he knocked on my
13 door, he came in, "Hi, Adrian, how are
14 you feeling. He said to me, "I don't
15 know why they took my gun and shield.
16 Could you can find out for me?" I said,
17 "No problem." He left.

18 I called medical division.

19 They told me there was a medical reason
20 why they took it. They couldn't tell me.
21 That was it.

22 Q. That was the first that you
23 learned that he had his gun removed?

24 A. Yes, it is.

25 Q. When you first learned about